IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

SUIT NO.3136 OF 1986

Supersonic Photo Lab Pvt. Ltd. ..Plaintiffs.
Vs.
United Clearing & Forwarding Pvt. Ltd. ..Defendants.
...
Mr. Darshan Mehta i/b Dhruva Liladhar & Co. for the Plaintiffs.

CORAM: DR. D.Y. CHANDRACHUD, J.

17th August, 2006.

P.C. :

On 16th June, 2006 the suit came to be adjourned since counsel appearing for the Plaintiffs sought time on the ground that the papers were not traceable in the office. On 23th June, 2006 a similar request was made. The Plaintiffs were directed to produce the original documents as well as an affidavit in lieu of examination-in-chief by 30th June, 2006. On 30th June, 2006 once again a request for adjournment was made. The adjournment was granted subject to payment of costs of Rs.1,000/-. Again on 7th July, 2006 it was stated that on account of the rains the Plaintiff could not sent its officer for producing documents and adduce the evidence. The matter was adjourned to 13th July, 2006. Again on

13th July, 2006 an extension of time by one week was granted. Once again on 27th July, 2006 the matter was directed to stand over for a period of one week. Again when the matter has been called out today, the Plaintiffs have not filed an affidavit in lieu of examination-in-chief nor the original documents. In these circumstances, the only inference possible is that the Plaintiffs are not interested in proceeding with the suit any further. The suit is dismissed for want of prosecution.